

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

EMPEDOCLES, S., et al.

Appl. No. 10/807,616

Filed: March 23, 2004

For: DIFFERENTIABLE SPECTRAL
BAR CODE METHODS AND
SYSTEMS

Confirmation No.: 4043

Art Unit: 2876

Examiner: HESS, Daniel A.

Atty. Docket: IVGN 618.4 CON

Information Disclosure Statement

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. § 1.97(c) the Information Disclosure Statement being transmitted herewith is being filed before the mailing date of a final action, a notice of allowance, or an action that otherwise closes prosecution in the application. Also, this Information Disclosure Statement is accompanied by a fee of \$180.00 as set forth in 37 C.F.R. § 1.17(p).

The cited references may be material to the examination of the above-identified application. Applicants respectfully request that the listed references be considered by the Examiner and be made of record in the above-identified application. The Examiner is requested to initial and return the accompanying PTO/SB08 form(s) in accordance with MANUAL OF PATENT EXAMINING PROCEDURES (MPEP) § 609.

This Information Disclosure Statement pursuant to 37 C.F.R. §§ 1.56, 1.97, and 1.98 is not to be construed as a representation that: (1) a search has been made or (2) the information provided herein constitutes prior art to the subject invention. Accordingly, it is requested that the Examiner consider the cited references and/or materials.

It is not believed that extensions of time or fees are required beyond those that may otherwise be provided with this electronic filing. However, if additional fees are due, or if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees that are required are hereby authorized to be charged to our Deposit Account No. 50-3994.

- 2 - Inventor EMPEDOCLES, S., et al.
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The Examiner is respectfully requested to contact the undersigned if there are questions or concerns regarding this communication.

Respectfully submitted,

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Date: March 26, 2009

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